

Cohen, Dippell and Everist, P.C.

Before The  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D.C. 20554

In the Matter of	)	
	)	
Incentive Auction Task Force Releases	)	
Updated Constraint File Data Using Actual	)	GN Docket No. 12-268
Channels and Staff Analysis Regarding	)	ET Docket No. 13-26
Pairwise Approach to Preserving Population	)	
Served	)	

Comments  
on Behalf of  
**COHEN, DIPPELL AND EVERIST, P.C.**

The following comments are submitted on behalf of Cohen, Dippell and Everist, P.C. ("CDE") and is in response to the Public Notice released by the Federal Communications Commission on June 2, 2014. CDE and its predecessors have practiced before the Federal Communications Commission ("FCC") for over 75 years in broadcast and telecommunications matters. The firm or its predecessors have been located in Washington, DC since 1937 and performed professional consulting engineering services to the communications industry.

The undersigned is licensed as a Professional Engineer in the District of Columbia and has been in continuous employment with this firm or its predecessors for over fifty (50) years.

CDE recommends the FCC consider two different scenarios for the limitation of aggregate interference. The first scenario would occur if there are 100 or fewer stations that are cleared during the auction process. In this scenario, any existing station not subject to repacking should be limited to receiving cumulative interference of 0.5% or less unless an agreement is reached. However, in this scenario, if newly created interference area results in white or gray area and/or the new interference area would receive less than five predicted off-the-air signals

then the permissible new interference value should be reduced until the service in the interference area is restored. Further any station that is being repacked should be limited to causing cumulative new interference of 0.5% or less unless an agreement is reached.

The second scenario would occur if over 100 stations are cleared during the auction process. In this scenario, any existing station not subject to repacking should be limited to receiving cumulative new interference of 1.0% or less unless an agreement is reached. However, in this scenario, if the newly created interference area results in white or gray area or the interference area would receive less than five predicted off-the-air signals then the permissible new interference value should be reduced until the predicted service in the interference area is restored. Any station that is being repacked should be limited to causing cumulative new interference of 1.0% or less unless an agreement is reached.

CDE believes the above is consistent with paragraph 175 of the *Report and Order*.<sup>1</sup>

Respectfully Submitted,

COHEN, DIPPELL AND EVERIST, P.C.



Donald G. Everist  
President

DATE: July 2, 2014

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<sup>1</sup>In the Matter of Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions, GN Docket 12-268, Report and Order, Adopted: May 15, 2014.